



Patent
Attorney's Docket No. 021238-437

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Michael V. LEWIS et al.) Group Art Unit: Not Yet Assigned
Application No.: 09/763,807) Examiner: Not Yet Assigned
Filed: February 27, 2001)
For: CIGARETTE MANUFACTURING)
MACHINE AND CONTROL SYSTEM)
THEREFOR)

TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION

BOX: MISSING PART

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In complete response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(e) dated April 10, 2001, enclosed please find:

- a Combined Declaration and Power of Attorney signed by the inventor(s) and the surcharge of [] \$65.00 (205) \$130.00 (105) as set forth in 37 C.F.R. § 1.16(e);
- Note that the inventor(s) identified on the currently filed Combined Declaration and Power of Attorney are different than listed on the application filing papers.
- a Request for Refund;
- a Petition for Extension of Time;
- a verified English translation of the Application, and the \$130.00 (139) fee as set forth in 37 C.F.R. § 1.17(k);
- an Assignment document and a separate check for the Assignment recordation fee;
- drawings for publication;
- other _____;
- a check in the amount of \$ _____ for the fee due for missing parts; and

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charge \$ 130 & 110 to Deposit Account No. 02-4800 for the fee due for missing parts.

Small entity status is hereby claimed.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

By: Peter K. Skiff
Peter K. Skiff
Registration No. 31,917

Date: June 15, 2001

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JUN 15 2001

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Washington, D.C. 20231
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U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/784,897	LEWIS	M 021238-437
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PETER K SKIFF
P O BOX 1404
ALEXANDRIA, VA 22313 1404

NOTIFICATION OF A DEFECTIVE OATH OR DECLARATION

This application fails to contain an oath or declaration acceptable under 35 U.S.C. 371(c)(4) for entry into the national stage in the United States of America. The period within which to correct the deficiency noted below and avoid abandonment is set in the accompanying Notification.

A new oath or declaration, properly identifying this application (preferably by the international application number and international filing date) is required. The oath or declaration does not comply with 37 CFR 1.497(a), (b) and (f) in that it:

1. is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
2. does not identify the application to which it is directed.
3. does not identify the inventor(s).
4. does not identify the citizenship of each inventor.
5. does not state that the person making the oath or declaration believes the named inventor or inventors to be the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought.

FAILURE TO SUBMIT AN OATH OR DECLARATION IN COMPLIANCE WITH 37 CFR 1.497(a) AND (b), AND 1.497(d) WHERE APPROPRIATE, WITHIN THE TIME PERIOD SET WILL RESULT IN FAILURE TO ENTER THE NATIONAL STAGE AND THE ABANDONMENT OF THE APPLICATION.

Additionally, the oath or declaration does not comply with 37 CFR 1.63 in that it:

1. does not identify the mailing address of each inventor. If the residence is different from the mailing address, then the city and state or city and foreign country of residence of each inventor must also be given.
2. does not state that the person making the oath or declaration:
 - a. has reviewed and understands the contents of the application, including the claims, as amended by any amendment specifically referred to in the oath or declaration.
 - b. acknowledges the duty to disclose to the Office all information known to the person to be material to patentability as defined in 37 CFR 1.56.
3. does not identify the foreign application for patent or inventor's certificate for which a claim for priority is made pursuant to 37 CFR 1.55, and any foreign application having a filing date before that of the application on which priority is claimed, by specifying the application serial number, country, day, month, and year of its filing.

Deborah D. Williams

Telephone: 703-305-3744